

1 Noel Grefenson  
2 Attorney at Law  
3 1415 Liberty Street SE  
4 Salem, Oregon 97302  
5 (503) 371-1700  
6 Email: Ngrefenson@aol.com

7 Attorney for Josh Hall

8  
9 IN THE UNITED STATES DISTRICT COURT  
10 FOR THE DISTRICT OF OREGON

11 UNITED STATES OF AMERICA,

Case No.: CR 10-229 BR

12 Plaintiff,

DECLARATION OF NOEL GREFENSON  
IN SUPPORT OF MOTION TO  
POSTPONE TRIAL

13 vs.

JOSH HALL,

Defendant.

14 Under the penalty for perjury, I, Noel Grefenson, hereby certify that the following  
15 facts are true and correct to the best of my knowledge and belief:

16 1. I am substitute counsel for defendant Josh Hall, who is accused herein of  
17 Bank Fraud and making False Statements to a Bank in the District of Oregon. I was  
18 appointed on March 11, 2011.

19 2. Mr. Hall is out of custody pending resolution his charges.

20 3. Trial in this case is set for August 22, 2011.

21 4. I have received several thousand pages of discovery from Mr. Hall's  
22 previous attorney, Dan Feiner, most of which is complicated financial information. I have  
23 spent considerable time reviewing and organizing this material in efforts to simplify the  
24 case for trial, however, the number of property transactions detailed in the discovery far  
25

1 exceeds those referenced in the indictment yet are potentially relevant to the defense. So  
2 far, it appears there are at least 20 different transactions beyond those in the indictment  
3 which require ardent examination.

4 5. This Court has authorized the use of a private investigator, Ken Herbst, to  
5 assist me in developing information and preparing this case for trial. Mr. Herbst and I are  
6 continuing efforts to locate and interview witnesses familiar with my client and the facts  
7 and circumstances underlying the property transactions in this case.

8 6. Based on the nature of the charges and the complexity of bank information  
9 and property transactions I believe additional time is necessary in order to properly  
10 evaluate my client's involvement in the allegations and to prepare his case for trial.

11 7. I have discussed with Mr. Hall the status of his case, including  
12 postponement of the trial proceedings and his rights under the Speedy Trial Act. Mr. Hall  
13 acknowledges that he understands his rights and is in agreement with a trial continuance.

14 8. I have contacted the government's counsel, Assistant U.S. Attorney, Scott  
15 M. Kerin, regarding his position on a trial continuance, and he indicates no objection.  
16 Counsel for the co-defendant, Tom Coan, likewise indicates no objection.

17 9. Under the circumstances outlined above and considering that a  
18 postponement will facilitate the fair and just resolution of this case, I believe that under  
19 Title 18 U.S.C § 3161(h)(8) the ends of justice served by postponement of a trial herein  
20 outweigh the interest of the public and the defendant in a speedy trial.  
21

22 Dated: June 6, 2011.

23 /s/ Noel Grefenson

24 Noel Grefenson, OSB No. 88216  
25 Attorney for Josh Hall